

DOCKET NO: 282359US0PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

MAKOTO ONO, ET AL. : EXAMINER: LOEWE, SUN JAE Y.

SERIAL NO: 10/562,122 :

FILED: DECEMBER 23, 2005 : GROUP ART UNIT: 1626

FOR: CYCLOHEXANECARBOXYLIC
ACID COMPOUND :

RESPONSE TO RESTRICTION

AND

ELECTION OF SPECIES REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction and Election of Species Requirement dated February 1, 2008, Applicants elect without traverse the invention of Group I, and Type-II crystal of compound (1) as a single species.

Applicants request that the Examiner consider the following:

Remarks begin on page 2 of this paper.